

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Irineo Serio Moreno,

File No. 22-cv-908 (ECT/JFD)

Petitioner,

v.

**ORDER ACCEPTING REPORT
AND RECOMMENDATION**

United States of America,

Respondent.

Magistrate Judge John F. Docherty issued a Report and Recommendation on May 6, 2022. ECF No. 5. No party has objected to that Report and Recommendation, and it is therefore reviewed for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all of the files, records, and proceedings in the above-captioned matter, **IT IS ORDERED THAT:**

1. The Report and Recommendation [ECF No. 5] is **ACCEPTED**; and
2. This action is **DISMISSED WITHOUT PREJUDICE** under Federal Rule of Civil Procedure 41(b) for failure to prosecute.

Dated: May 31, 2022

s/ Eric C. Tostrud

Eric C. Tostrud

United States District Court